The opinion in support of the decision being entered today was <u>not</u> written for publication in a law journal and is not binding precedent of the Board.

Paper No. 51

## UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

CHANTELLE M. BEAL, VALERIE V. FINCH and PAUL L. SERBIAK

Junior Party,1

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KEES J. VAN TILBURG

Senior Party.<sup>2</sup>

Interference No. 103,951

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Before METZ, MARTIN and CRAWFORD, <u>Administrative Patent Judges</u>. CRAWFORD, <u>Administrative Patent Judge</u>.

<sup>&</sup>lt;sup>1</sup> Application 07/891,387, filed May 29, 1992, now U.S. Patent No. 5,429,630, issued July 4, 1995, Assignor to Kimberly-Clark Worldwide, Inc.

<sup>&</sup>lt;sup>2</sup> Application: 08/570,281, filed December 11, 1995. Accorded Benefit Application 06/511,118, filed July 5, 1983; Application 06/591,620, filed March 20, 1984; Application 06/789,914, filed October 17, 1985, now U.S. Patent No. 4,687,789, issued August 18,1987; and Application 07/054,716, filed May 22,1987, now U.S. Patent No. 5,267,922, issued December 7, 1993.

## JUDGEMENT UNER 37 CFR 1.662(a)

In consideration of the REQUEST FOR ENTRY OF ADVERSE JUDGMENT filed by the party Beal et al. pursuant to 37 CFR 1.662(a), judgment as to the subject matter of Count 1 is hereby entered against party Beal et al., who is therefore not entitled to patent claims 1 through 27, which correspond to the count. As a result, judgment as to the subject matter of Count 1 is awarded to party Van Tilburg, who is therefore, on this record, entitled to his application claims 24 through 38, 40, 41, and 43 through 57, which correspond to the count.

ANDREW H. METZ Administrative Patent Judge	) ) ) ) ) ) BOARD OF PATENT ) APPEALS AND ) INTERFERENCES ) )
JOHN C MARTIN Administrative Patent Judge	
MURRIEL E. CRAWFORD Administrative Patent Judge	)

mec/vsh

Interference No. 103,951

Attorney(s) for Beal et al.

Henry L. Brinks, Esq. Brinks Hofer Gilson & Lione P.O. Box 10395 Chicago, IL 60610

Attorney(s) for Van Tilburg:

Roddy M. Bullock, Esq. The Procter & Gamble Company Winston Hill Technical Center 6100 Center Hill Road Cincinnati, OH 45224